

April 4, 2018 and the elements of 11 U.S.C. §549 appear to have been satisfied.

3. For these reasons, the parties have settled this adversary proceeding, subject to the Court's approval, as follows:
 - a. Defendant shall be allowed an unsecured claim of \$19,522.45.
 - b. The lien of Defendant on the Debtor's 2014 Hyundai Santa Fe ("the automobile") shall be avoided pursuant to 11 U.S.C. §549.
 - c. The certificate of title shall be retained by Defendant with its lien intact until successful completion of the Debtor's plan and discharge, at which time the Defendant shall release its lien and forward the certificate of title to the Debtor.
 - d. In the event the Debtor converts his case to a case under Chapter 7, Defendant shall release its lien and shall send the certificate of title with the lien released to the appointed Chapter 7 Trustee.
4. Based upon the foregoing, the Plaintiff believes that the settlement of this matter as proposed above is in the best interest of the estate and all creditors.

WHEREFORE, the Plaintiff respectfully requests:

1. The entry of a Consent Judgment approving the settlement of this adversary proceeding as set forth herein, and
2. Such other and further relief as the Court may deem just and proper.

This the 14th day of August, 2018.

/s/Benjamin E. Lovell
Benjamin E. Lovell
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**UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
DURHAM DIVISION**

IN RE:)	Case No: B-18-80242 C-13D
)	
LUSTER J. CRISP,)	
)	
)	
Debtor.)	
)	
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)	
RICHARD M. HUTSON, II, Trustee)	
)	
<u>Plaintiff</u>)	
)	
v.)	Adversary Proceeding Number
)	18-09015
CARVANA, LLC,)	
)	
<u>Defendant</u>)	

CERTIFICATE OF SERVICE

THIS IS TO CERTIFY that I have this day served a copy of the foregoing document upon all parties listed below, by depositing a copy of same in the United States Mail, postage prepaid, and in the manner prescribed by Rule 5 of the Federal Rules of Civil Procedure, or by electronic service through CM/ECF,

William P. Miller, Esq.
U.S. Bankruptcy Administrator
101 South Edgeworth Street
Greensboro, NC 27401

John T. Orcutt, Esq.
6616-203 Six Forks Road
Raleigh, NC 27615

Luster James Crisp
276 Poplar Forest Lane
Pittsboro, NC 27312

This the 14th day of August, 2018